

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Sep 28, 2023

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

TAD RYKKER WHITE, et al.,

Plaintiffs,

vs.

DONA P. CAMPAGNOLO, et al.,

Defendants.

No. 4:23-CV-05086-MKD

ORDER GRANTING PLAINTIFFS'
COUNSEL'S MOTION TO
WITHDRAW AND SETTING
STATUS CONFERENCE

Before the Court is Plaintiffs' Counsel's Motion to Withdraw as Attorney, ECF No. 9. The Court held a hearing on this motion on September 28, 2023. Plaintiffs Tad Rykker White and Sara Lilibet Arrieta Bustamante, and Plaintiffs' Counsel, Hector Quiroga and Destiny Soto, appeared by video. Assistant United States Attorney Molly Smith appeared on behalf of Defendants, also by video.

In their motion, Plaintiffs' Counsel indicated that they and Plaintiffs have mutually agreed to end their attorney-client relationship. ECF No. 9 at 2. At the hearing, Plaintiffs confirmed that they wish for counsel to withdraw from this matter. Accordingly, the Court finds that there has been a breakdown in the

1 attorney-client relationship that constitutes good cause under Local Civil
2 Rule 83.2(d)(4) to grant the motion.

3 Plaintiffs requested a stay in this matter to allow them time to seek new
4 counsel. The Court previously stayed briefing related to Defendants' Motion to
5 Dismiss, ECF No. 10, pending resolution of the instant motion. ECF No. 13. Ms.
6 Smith indicated that Defendants do not oppose a further 60-day stay. The Court
7 confirmed Plaintiffs' understanding that they must either retain new counsel to
8 represent them or be prepared to represent themselves in this matter.

9 Accordingly, **IT IS HEREBY ORDERED:**

10 **1. Hector Quiroga's and Destiny Soto's Motion to Withdraw, ECF No. 9, is**
11 **GRANTED.**

12 **a.** Former counsel for Plaintiffs shall provide Plaintiffs with a copy of
13 this order and a copy of Defendants' Motion to Dismiss, ECF
14 No. 10.

15 **b. By no later than October 2, 2023,** former counsel for Plaintiffs
16 shall file a notice advising the Court and Defendants of Plaintiffs'
17 contact information for service and communications in this matter
18 until Plaintiffs secure new counsel of record.

19 **c.** If Plaintiffs retain new counsel, new counsel shall promptly file a
20 Notice of Appearance in this matter.

1 2. A status conference is **SET** for **Thursday, November 30, 2023, at**
2 **8:45 a.m., in Richland Courtroom 189.** Plaintiffs are required to
3 appear if they have not retained counsel. If Plaintiffs retain new counsel,
4 counsel shall appear instead of Plaintiffs.

5 a. The parties may appear by video, and shall contact the Courtroom
6 Deputy, at Cora_Vargas@waed.uscourts.gov, for instructions on
7 remote participation.

8 3. Briefing deadlines related to Defendants' Motion to Dismiss, ECF
9 No. 10, remain **STAYED** pursuant to the Court's prior Order, ECF
10 No. 13, and shall be rescheduled at the November 30, 2023, status
11 conference.

12 **IT IS SO ORDERED.** The District Court Executive is directed to file this
13 Order, provide copies to counsel, and then terminate Hector Quiroga and Destiny
14 Soto as counsel for Plaintiffs.

15 DATED September 28, 2023.

16 s/ Mary K. Dimke
17 Mary K. Dimke
 United States District Judge